

UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NO.		FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO	
10/812,065	2,065 03/30/2004		Tsuyoshi Tanabe	Q80615	1315	
23373	7590	05/17/2006		EXAMINER		
SUGHRU			KOHNER, MATTHEW J			
SUITE 800		NIA AVENUE, N.W. ART UNIT PAPER NUM			PAPER NUMBER	
WASHING	TON, DO	C 20037		3653		
				DATE MAILED: 05/17/200	6	

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)					
	10/812,065	TANABE, TSUYOSHI					
Office Action Summary	Examiner	Art Unit					
	Matthew J. Kohner	3653					
The MAILING DATE of this communication app Period for Reply	ears on the cover sheet with the c	orrespondence address					
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication. - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).							
Status							
1) Responsive to communication(s) filed on 30 M	arch 2004						
	action is non-final.						
-,	,—						
closed in accordance with the practice under E	·						
Disposition of Claims							
4)⊠ Claim(s) <u>1-9</u> is/are pending in the application.							
4a) Of the above claim(s) is/are withdrawn from consideration.							
5) Claim(s) is/are allowed.							
6)⊠ Claim(s) <u>1-9</u> is/are rejected.							
7) Claim(s) is/are objected to.							
8) Claim(s) are subject to restriction and/or election requirement.							
Application Papers							
9) The specification is objected to by the Examiner.							
10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner.							
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).							
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d). 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.							
,,	anniner. Note the attached Office	Action of former 10-132.					
Priority under 35 U.S.C. § 119							
 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No. 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received. 							
Attachment(s) 1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date 3/30/04.	4) Interview Summary Paper No(s)/Mail Da 5) Notice of Informal P 6) Other:						

DETAILED ACTION

Claim Rejections - 35 USC § 112

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

Claims 1-9 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

In regard to claim 1, the phrase, "for firmly combining said drive roller and said drive shaft with frictional force" is unclear.

In regard to claim 4, the phrase, "to have a linear inclination or arc-shape to an axial direction of said drive roller" is unclear.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claim 1 is rejected under 35 U.S.C. 102(b) as being anticipated by US Patent No.

5,724,626 to Todoki (hereinafter "Todoki").

Todoki discloses a sheet discharging apparatus including

Application/Control Number: 10/812,065

Art Unit: 3653

a conveying means for conveying a sheet on a conveying path (16), and a high speed discharging means (col. 2, line 15) for discharging through an exit of said conveying path, said high speed discharging means being disposed at said exit, and a discharging speed of said high speed discharging means being higher than a conveying speed of said conveying means, said high speed discharging means comprising:

a drive shaft (27);

a drive roller (24) rotatably and coaxially attached to said drive shaft, said drive roller being unshiftable in an axial direction of said drive shaft;

a frictional connection unit for firmly combining said drive roller and said drive shaft with frictional force (see Fig. 4 where the roller is frictionally held on the shaft 27); and

a nip roller (25) idly rotatable, said nip roller nipping said sheet with said drive roller to discharge out said sheet.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

Claims 2 and 3 are rejected under 35 U.S.C. 103(a) as being unpatentable over Todoki in view of US Patent No. 5,749,569 to Atsumi et al. (hereinafter "Atsumi").

In regard to claim 2, Todoki does not disclose a frictional connection unit which further comprises:

Application/Control Number: 10/812,065

Art Unit: 3653

a fixing member fixed to said drive shaft;

- a friction member for contacting an end surface of said drive roller; and
- a biasing member provided between said fixing member and said friction member said biasing member pressing said friction member to said end surface of said drive roller.

However, Atsumi discloses a frictional connection unit which includes

- a fixing member (75) fixed to said drive shaft;
- a friction member (74) for contacting an end surface of said drive roller (see Fig. 5); and

a biasing member (TL) provided between said fixing member and said friction member said biasing member pressing said friction member to said end surface of said drive roller. It would have been obvious to one of ordinary skill in the art at the time the invention was made to have substituted Atsumi's torque limiter for Todoki's torque limiter, since Todoki discloses any type of torque limiter can be used (col. 5, lines 50-53). Further, Atsumi's torque limiter would be less expensive and simpler than Todoki's magnet particles type torque limiter.

In regard to claim 3, Atsumi's discloses a coil spring (TL).

Allowable Subject Matter

Claims 4-9 would be allowable if rewritten to overcome the rejection(s) under 35 U.S.C. 112, 2nd paragraph, set forth in this Office action and to include all of the limitations of the base claim and any intervening claims.

Application/Control Number: 10/812,065 Page 5

Art Unit: 3653

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Matthew J. Kohner whose telephone number is 571-272-6939. The examiner can normally be reached on Mon-Fri 9-5:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gene Crawford can be reached on 571-272-6911. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Matthew J. Kohner Examiner Art Unit 3653

mjk

SUPERVISORY PATENT EXAMINER